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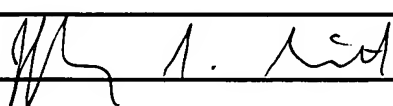
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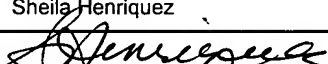
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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/073,748	
	Filing Date	May 6, 1998	
	First Named Inventor	Craig David Weissman	
	Art Unit	3624	
	Examiner Name	Ella Colbert	
Total Number of Pages in This Submission	4	Attorney Docket Number	EPI-003 US (7007962001)

ENCLOSURES (check all that apply)		
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Signature	Jeffrey S. Smith, Reg. No. 39,377 
Date	December 16, 2003

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

Applicant: Craig David Weissman, Gregory Vincent Walsh, Eliot Leonard Wegbreit
Assignee: E.piphany, Inc.
Filing Date: May 6, 1998 Examiner: Colbert, Ella
Serial No.: 09/073,748 Group Art Unit: 3624
Title: METHOD AND APPARATUS FOR CREATING A WELL-
FORMED DATABASE SYSTEM USING A COMPUTER

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REPLY BRIEF UNDER 37 CFR § 1.193

The Applicants submit this Reply Brief pursuant to 37 CFR 1.193 in response to the Examiner's Answer mailed on October 16, 2003. This brief is submitted in triplicate.

REMARKS

Applicants respectfully submit that the Examiner's Answer is a copy of the final rejection, which fails to rebut our response in the Appeal Brief and fails to present any new arguments.

For example, on page 3 of the Answer, the Examiner writes that "Anand teaches ... automatically generating the business database system according to the instructions contained in the metadata schema," citing column 4 of Anand. However, as stated in the Appeal Brief, this section of Anand merely discloses various ways of linking and displaying data. Anand does not disclose "automatically generating the business database system according to the instructions contained in the metadata schema such that the business database system is well formed" as recited in claim 133.

The Examiner's response to this argument, on page 7 of the Answer, is merely that "The Anand reference has metadata and a business subsystem and a data warehouse environment. It is interpreted that Anand and Papierniak teach Applicants' claimed invention." Applicants submit that metadata and a business subsystem and a data warehouse is not the claimed invention, which recites "automatically generating the business database system according to the instructions contained in the metadata schema such that the business database system is well formed."

Applicants further submit that the Examiner has failed to identify the claimed element of "automatically generating the business database system according to the instructions contained in the metadata schema such that the business database system is well formed" in the prior art reference. Instead, the Examiner concludes that "The Examiner is entitled to give the claim limitations their broadest reasonable interpretation in light of the Specification...." Applicants submit that, even so, the Examiner must still identify the claimed elements in the prior art in order to maintain a rejection. Applicants submit that linking and displaying data, as cited by the Examiner, neither discloses nor suggests "automatically generating the business database system according to the instructions contained in the metadata schema such that the business database system is well formed" as recited in the claim.


In conclusion, applicants submit that claim 133 is patentable over Anand in view of Papierniak.

CONCLUSION

For the above reasons, Applicants respectfully submit that rejection of claims 133-165 based on 35 U.S.C. § 103(a) has been overcome. Accordingly, Applicants request that the Board of Patent Appeals and Interferences overrule the Examiner's Answer and allow claims 133-165.

DATE: December 16, 2003

Respectfully submitted,

By: 
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